

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MONTANA
MISSOULA DIVISION

JESSICA O'YATES, on behalf of her
minor child E.O,

Plaintiff,

vs.

LAURA PLUID, REGAN LEWIS,
FORTINE SCHOOL, FORTINE
SCHOOL DISTRICT NO. 14 and
JOHN DOES 1-10,

Defendants.

CV 24-35-M-DLC-KLD

ORDER

On May 7, 2024, Defendants Fortine School District No. 14, Fortine School, Regan Lewis, and Laura Pluid filed a motion to dismiss the Complaint for failure to state a claim for relief pursuant to Rule 12(b)(6) of the Federal Rules of Civil Procedure. (Doc. 13). On May 24, 2024, Plaintiff Jessica O'Yates filed a Notice of Filing Amended Complaint, and attached her proposed Amended Complaint. (Docs. 22 and 22-1).

Pursuant to Rule 15(a)(1)(B), a plaintiff may file an amended pleading once as a matter of course within 21 days after service of a motion under Rule 12(b). Accordingly,

IT IS ORDERED that Plaintiff shall promptly file the Amended Complaint currently lodged with the Court as an attachment to her Notice. (Doc. 22-1).

Defendants shall have 21 days after the Amended Complaint is filed to answer or otherwise respond to the Amended Complaint.

DATED this 5th day of June, 2024.



Kathleen L. DeSoto
United States Magistrate Judge